

UNITED STATES BANKRUPTCY COURT

FOR THE

**EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

In the Matter of:

GREGORY B. GRAY

Debtor

Chapter 13

Case No. 15-13131-RGM

MOTION TO DISMISS,
NOTICE OF MOTION TO DISMISS
AND
NOTICE OF SCHEDULED HEARING ON THIS MOTION

Thomas P. Gorman, Chapter 13 Trustee, has filed this motion to dismiss your Chapter 13 case. The cause for this motion is as follows:

Pursuant to 11 U.S.C. §1307(c)(6) - Material default by Debtor as is reflected in the attached Trustee's Report of Receipts and Disbursements.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not wish the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before five business days prior to the scheduled hearing. You must mail a copy to the persons listed below.

Notice and Motion to Dismiss

Gregory B. Gray, Case #15-13131-RGM

Attend the hearing to be held on February 16, 2017 at 9:30 a.m., in Courtroom 1 on the 2nd floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, VA 22314. If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman
300 North Washington Street, Ste.400
Alexandria, VA 22314

Clerk of the Court
United States Bankruptcy Court
200 South Washington Street
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: __January 23, 2017__

____/s/ Thomas P. Gorman_____
Thomas P. Gorman
Chapter 13 Trustee
300 N. Washington Street, #400
Alexandria, VA 22314
(703) 836-2226
VSB 26421

CERTIFICATE OF SERVICE

I hereby certify that I have this 23rd day of January, 2017, served via ECF to authorized users or mailed a true copy of the foregoing Motion to Dismiss, Notice of Motion and Notice of Hearing to the following parties.

Gregory B. Gray
Chapter 13 Debtor
11 Daventry Place
Stafford, VA 22554

John C. Morgan, Jr., Esquire
Attorney for Debtor
John Carter Morgan, Jr., PLLC
98 Alexandria Pike, Ste. 10
Warrenton, VA 20186

____/s/ Thomas P. Gorman_____
Thomas P. Gorman

INTERIM STATEMENT AS OF 01/19/2017

CASE NO: 15-13131-RGM

STATUS: BASE PLAN

DEBTOR: XXX-XX-4608

GRAY, GREGORY B.

AKA:

SCHEDULE: 1,608.00 MONTHLY

TOTAL PAID: 15,794.00

DATE FILED: 09/08/2015 11 DAVENTRY PLACE

CONFIRMED: 03/15/2016 STAFFORD, VA 22554

LATEST 341: 10/13/2015

PERCENTAGE: 6.000

ATTORNEY: JOHN C. MORGAN, JR., ESQUIRE

JOHN CARTER MORGAN, JR., PLLC

98 ALEXANDRIA PIKE, STE. 10

WARRENTON, VA 20186

Phone: 540 349-3232 Fax: 540 349-1278

PLAN: 60 MONTHS

1st PAYMENT DUE: 10/2015

ON SCHEDULE: 20,684.00

Needed to Complete Base:

ACTUAL PAYMENTS: 15,794.00

BASE: 93,044.00

AMOUNT BEHIND: 4,890.00

77,250.00

LAST 12 TRANSACTIONS

Date	Source	Amount
09/27/16	PC	1,608.00
07/22/16	PC	1,608.00
06/21/16	PC	1,608.00
05/17/16	PC	1,608.00
04/14/16	PC	1,608.00
03/16/16	PC	1,608.00
02/04/16	PC	1,542.00
01/05/16	PC	1,542.00
12/02/15	PC	1,562.00
10/20/15	PC	1,500.00

PLAN AND FILED CLAIMS

CLAIM NO	CRED NO	CREDITOR NAME CLAIM REMARK	DISB CODE LAST DISB	CLASS PAY%	INT. BEGIN INT. RATE	FIX PAY ARREARS	ORG. CLAIM SCHED AMT	APPROVED TO BE PAID	PRIN. PAID INT. PAID	PRIN. DUE INT. DUE
001	VATAX	VIRGINIA DEPT. OF TAXATION Split Claim	PRO	UNS 6.00		0.00 0.00	0.00 0.00	1,582.85 94.97	0.00 0.00	94.97 0.00
001	VATAX	VIRGINIA DEPT. OF TAXATION	PRO	PRI 100.00		0.00 0.00	9,617.67 8,034.82	8,034.82 8,034.82	1,362.97 0.00	6,671.85 0.00
002	IRS*	INTERNAL REVENUE SERVICE	PRO	UNS 6.00		0.00 0.00	13,303.08 0.00	13,303.08 798.18	0.00 0.00	798.18 0.00
002	IRS*	INTERNAL REVENUE SERVICE	PRO	PRI 100.00		0.00 0.00	17,082.55 17,082.55	17,082.55 17,082.55	2,897.73 0.00	14,184.82 0.00
003	341300	STAFFORD COUNTY TREASURER	PRO	PRI 100.00		0.00 0.00	533.56 533.56	533.56 533.56	71.01 0.00	462.55 0.00
003	341300	STAFFORD COUNTY TREASURER	PRO	UNS 6.00		0.00 0.00	68.14 0.00	68.14 4.09	0.00 0.00	4.09 0.00
004	330382	NAVY FEDERAL CREDIT UNION APP UNSECURED PORTION	PRO	UNS 6.00		0.00 0.00	0.00 0.00	8,177.59 490.66	0.00 0.00	490.66 0.00
004	330382	NAVY FEDERAL CREDIT UNION	FIX	SEC 100.00	09/08/2015 4.2500	271.55 543.10	20,827.59 12,650.00	12,650.00 12,650.00	2,961.91 568.24	9,688.09 102.93
005	342534	WELLS FARGO BANK TBS-DISALLOWED	PRO-I	UNS 6.00		0.00 0.00	716.98 0.00	0.00 0.00	0.00 0.00	Closed
006	320791	WELLS FARGO HOME MORTGAGE, INC. ZEROED PER ORD EOD 05/23/2016	FIX-I	SEC 100.00		1,083.99 0.00	35,771.51 35,771.51	3,425.77 3,425.77	3,425.77 0.00	Closed
007	AMEXP	AMERICAN EXPRESS BANK, FSB	PRO	UNS 6.00		0.00 0.00	10,602.46 10,800.00	10,602.46 636.15	0.00 0.00	636.15 0.00
008	339784	BANK OF AMERICA, N.A.	PRO	UNS 6.00		0.00 0.00	2,051.93 2,084.00	2,051.93 123.12	0.00 0.00	123.12 0.00
009	339784	BANK OF AMERICA, N.A.	PRO	UNS 6.00		0.00 0.00	1,083.64 1,083.00	1,083.64 65.02	0.00 0.00	65.02 0.00
010	332414	CERASTES, LLC	PRO	UNS 6.00		0.00 0.00	2,372.03 2,372.03	2,372.03 142.32	0.00 0.00	142.32 0.00
011	310052	BERKS CREDIT & COLLECTION	PRO	UNS 6.00		0.00 0.00	0.00 40.00	0.00 0.00	0.00 0.00	Not Filed
012	341450	CASHNET USA	PRO	UNS 6.00		0.00 0.00	0.00 2,449.23	0.00 0.00	0.00 0.00	Not Filed
013	325807	ECAST SETTLEMENT CORPORATION	PRO	UNS 6.00		0.00 0.00	304.88 354.00	304.88 18.29	0.00 0.00	18.29 0.00
014	338807	LESCOLL	PRO	UNS 6.00		0.00 0.00	0.00 116.00	0.00 0.00	0.00 0.00	Not Filed
015	338807	LESCOLL	PRO	UNS 6.00		0.00 0.00	0.00 112.00	0.00 0.00	0.00 0.00	Not Filed
016	338807	LESCOLL	PRO	UNS 6.00		0.00 0.00	0.00 112.00	0.00 0.00	0.00 0.00	Not Filed
017	338807	LESCOLL	PRO	UNS 6.00		0.00 0.00	0.00 109.00	0.00 0.00	0.00 0.00	Not Filed
018	338807	LESCOLL	PRO	UNS 6.00		0.00 0.00	0.00 106.00	0.00 0.00	0.00 0.00	Not Filed
019	342178	LES LLC	PRO	UNS 6.00		0.00 0.00	0.00 348.00	0.00 0.00	0.00 0.00	Not Filed

** Creditor has not filed a Proof of Claim. Accumulated funds will be released to other creditors if no claim is filed with the U.S. Bankruptcy Court by the date of the scheduled Chapter 13 Review Meeting.

Claims with an A code in the DISB/CODE column are placed on hold and need to be resolved. NO disbursements are being made to the creditor.

This is a progress report only and should not be used to calculate a payoff.

Case Maintenance 10.5

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020	339838	EDUCATIONAL CREDIT MANAGEMENT	PRO	UNS 6.00		0.00 0.00	21,357.45 21,357.56	21,357.45 1,281.45	0.00 0.00	1,281.45 0.00
021	330125	PREMIER FINANCIAL	PRO	UNS 6.00		0.00 0.00	0.00 40.00	0.00 0.00	0.00 0.00	Not Filed
022	317289	PROFESSIONAL ACCOUNT MANAGEME	PRO	UNS 6.00		0.00 0.00	0.00 66.00	0.00 0.00	0.00 0.00	Not Filed
023	333728	PROFESSIONAL ACCT MGMT IN	PRO	UNS 6.00		0.00 0.00	0.00 184.00	0.00 0.00	0.00 0.00	Not Filed
024	340607	RADIANT CASH	PRO	UNS 6.00		0.00 0.00	0.00 450.00	0.00 0.00	0.00 0.00	Not Filed
025	339189	AMERICAN INFOSOURCE LP DIRECT TV	PRO	UNS 6.00		0.00 0.00	313.76 313.00	313.76 18.83	0.00 0.00	18.83 0.00
026	342638	SILVER CLOUD FINANCIAL	PRO	UNS 6.00		0.00 0.00	0.00 600.00	0.00 0.00	0.00 0.00	Not Filed
027	269668	WHITSON RIDGE HOMEOWNERS ASSO	FIX 10/2016	SEC 100.00	09/08/2015 3.0000	20.56 41.12	1,259.63 1,055.43	1,055.43 1,055.43	233.55 33.73	821.88 6.15
027	269668	WHITSON RIDGE HOMEOWNERS ASSO APP UNSECURED PORTION	PRO	UNS 6.00		0.00 0.00	0.00 0.00	204.20 12.25	0.00 0.00	12.25 0.00
799		MORGAN JOHN C. MORGAN, JR., ESQUIRE	PRO 03/2016	ATY 100.00		0.00 0.00	5,050.00 5,050.00	3,404.00 3,404.00	3,404.00 0.00	0.00 0.00
Trustee Administrative Fees								805.50	805.50	
TOTALS:						1,376.10 584.22	105,828.37 87,502.18	104,987.87 47,251.19	15,162.44 601.97	35,514.52 109.08

	ADMIN	ATTORNEY	PRIORITY	SECURED	UNSECURED	OTHER		
SCHED AMOUNT:	0.00	5,050.00	25,650.93	13,705.43	43,095.82	0.00		
CLAIM AMOUNT:	0.00	3,404.00	25,650.93	13,705.43	3,685.33	0.00		
PAID BY TRUSTEE:	0.00	3,404.00	4,331.71	3,195.46	0.00	0.00		
PAID BY 3rd PARTY:	0.00	0.00	0.00	0.00	0.00	0.00		

SUB TOTAL:	0.00	0.00	21,319.22	10,509.97	3,685.33	0.00	DUE CREDITORS:	35,623.60
INTEREST DUE:	0.00	0.00	0.00	109.08	0.00	0.00	EXPECTED ADMIN:	2,474.45
CONTINUING:	0.00	0.00	0.00	0.00	0.00	0.00	LESS AVAILABLE:	29.59

BALANCE DUE:	0.00	0.00	21,319.22	10,619.05	3,685.33	0.00	APPROX BALANCE:	38,068.46

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